

CLASSIFICATION OFFICE DECISION

Title of publication: IMG_20141221_105022.jpg

Other known title(s): Not stated

OFLC ref: 1700120.034

Medium: Computer Image File

Publisher: Not stated

Country of origin: Not stated

Language: English

Applicant: Wellington District Court

Classification: Objectionable.

Descriptive note: None

Display conditions: None

Date of entry in Register: 18 May 2017

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: No notice of decision has been issued

Summary of reasons for decision:

The computer image file depicts a young girl posed in a highly sexualised manner. It promotes and supports the exploitation of children for sexual purposes in terms of s3(2)(a) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act), and is therefore deemed to be objectionable. The classification of this publication interferes with the freedom of expression, as set out in section 14 of the New Zealand Bill of Rights Act 1990. This outcome is consistent, however, with Parliament's intention that publications falling under s3(2) of the FVPC Act are deemed to be objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to protect its young and vulnerable members from sexual exploitation.